

Attorney Docket No. P13121  
Customer Number 27045

### **REMARKS/ARGUMENTS**

#### **1.) Claim Amendments**

Claims 1-13 are pending in the application. The Applicant has amended claims 1-13. Favorable reconsideration of the application is respectfully requested in view of the foregoing amendments and the following remarks.

#### **2.) Allowable Subject Matter**

The Applicant gratefully acknowledges the indication that claims 1-13 would be allowable if rewritten or amended to overcome the § 112 rejections below.

#### **3.) Claim Rejections – 35 U.S.C. § 112**

In paragraphs 2-4 of the Office Action, the Examiner rejected claims 1-13 under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. In particular, the Examiner stated that the phrase "so as" in independent claim 1 and the phrase "such as" in independent claim 12 render claims 1-13 indefinite.

The Applicant has amended independent claims 1 and 12 to eliminate the objectionable phrases. In addition, dependent claims 2-11 and 13 have been amended to recite "The method..." or "The transceiver..." rather than "A method..." or "A transceiver..." since these are dependent claims. Therefore, the withdrawal of the § 112 rejection is respectfully requested.

The Applicant has also amended the preamble to the claims to recite, "WHAT IS CLAIMED IS:" in accordance with US practice.

#### **4.) Prior Art Not Relied Upon**

In paragraph 6 of the Office Action, the Examiner stated that the prior art made of record and not relied upon is considered pertinent to the Applicant's disclosure. However, the listed references relate only to the general state of the art and do not teach or suggest the claimed invention.

Amendment - PAGE 6 of 7  
EUS/JJP/04-8929

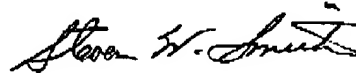
Attorney Docket No. P13121  
Customer Number 27045

### **CONCLUSION**

In view of the foregoing remarks, the Applicant believes all of the claims currently pending in the Application to be in a condition for allowance. The Applicant, therefore, respectfully requests that the Examiner withdraw all rejections and issue a Notice of Allowance for claims 1-13.

The Applicant requests a telephonic interview if the Examiner has any questions or requires any additional information that would further or expedite the prosecution of the Application.

Respectfully submitted,



Steven W. Smith  
Registration No. 36,684

Date: January 27, 2005

Ericsson Inc.  
6300 Legacy Drive, M/S EVR 1-C-11  
Plano, Texas 75024

(972) 583-1572  
steve.xl.smith@ericsson.com